

IN THE UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF CALIFORNIA
SAN JOSE DIVISION

Laila Batts,

NO. C 08-00286 JW

Plaintiff,

v.

**ORDER GRANTING A CONTINUANCE
OF THE BRIEFING SCHEDULE ON
DEFENDANTS' OBJECTIONS TO
MAGISTRATE JUDGE'S DISCOVERY
ORDER**

County of Santa Clara, et al.,

Defendants.

Presently before the Court is Plaintiff's Request for a Continuance of the Briefing Schedule on Defendants' Objections to Magistrate Judge's Discovery Order. (hereafter, "Request," Docket Item No. 93.) Plaintiff seeks a short continuance of the briefing schedule set by the Court in its Order Re Briefing on Defendants' Objection to Magistrate Order. (Request at 1.) Plaintiff's counsel represents that at the time Defendants' filed their objections, he was incapacitated due to illness. (Id.)

The Court had previously set October 9, 2009 as the due date for Plaintiff's Opposition, and October 15, 2009 as the due date for Defendants' Reply. (See Docket Item No. 92.) In light of Plaintiff's counsel's illness, the Court finds good cause to grant a brief time-extension to both parties for briefing.

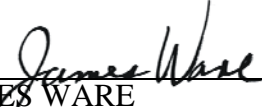
Accordingly, the Court GRANTS Plaintiff's Request and sets the following briefing schedule:

(1) On or before **October 20, 2009**, Plaintiff shall file her Opposition.

(2) On or before **October 26, 2009**, Defendants shall file their Reply, if any.¹

The Court will take the matter under submission upon completion of the briefing.

Dated: October 16, 2009



JAMES WARE
United States District Judge

¹ The Court notes that on October 15, 2009, Defendants filed a notice of “non-opposition” regarding Plaintiff’s failure to comply with the Court’s previous Order setting briefing schedule. (Docket Item No. 94.) In light of this Order, the Court does not consider Defendants’ October 15 Reply. The Court will consider the issue once the matter is fully briefed.

1 **THIS IS TO CERTIFY THAT COPIES OF THIS ORDER HAVE BEEN DELIVERED TO:**

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5 **Dated: October 16, 2009**

Richard W. Wiekling, Clerk

6 **By: /s/ JW Chambers**
7 **Elizabeth Garcia**
8 **Courtroom Deputy**
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